### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Eileen ROEHR et al

Confirmation No.: 3808

Application No.: 10/663,652

Group Art Unit: 1761

Filing Date:

September 17, 2003

Examiner: Lien TRAN

For:

BAKED COOKIES HAVING

Attorney Docket No.: 88265-14012

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## SECOND INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to applicants' duty of disclosure under 37 C.F.R. § 1.56, listed on the enclosed Form PTO-1449 are three (3) references (A1-A3) for the Examiner's review and consideration. Two references are United States patents and, therefore, copies are not provided. Courtesy copies will be provided if requested by the Examiner. The third reference is a German publication, a copy of which is enclosed herewith, along with the European Search Report mailed December 13, 2004.

It is respectfully requested that the references be made of record in this application by the Examiner's completion and return of the Form PTO-1449.

No fee is believed to be due for this submission as every reference cited therein was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. Should any fee be due, however, please charge the required fee to Winston & Strawn LLP Deposit Account No. 50-1814. A copy of this sheet is enclosed for accounting purposes.

Respectfully submitted,

WINSTON & STRAWN LLP Customer Number: 28765

(202) 371-5770

**Enclosures** 



## LIST OF REFERENCES CITED BY APPLICANT Form PTO-1449

(Use several sheets if necessary)

Sheet 1 of 2

ATTY, DOCKET NO.:	APPLICATION NO.:
88265-14012	
APPLICANT:	

Eileen ROEHR et al.

September 17, 2003

GROUP: 1761

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	CITÉ NO.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	3,170,541	02/1965	Werner	312	236	
	AB	3,327,092	06/1967	Wilson	219	214	
	AC	3,632,968	01/1972	Wilson	219	214	
	AD	3,640,207	02/1972	Snyder	99	327	
	AE	3,911,248	10/1975	Buday et al.	219	400	
	AF	4,135,369	01/1979	Allgeyer et al.	62	251	
	AG	4,664,921	05/1987	Seiden	426	94	
	AH	4,674,402	06/1987	Raufeisen	219	400	
	AI	4,752,484	06/1988	Pflaumer et al.	426	94	
	AJ	4,822,981	04/1989	Chaudoir	219	214	
<b></b>	AK	4,850,120	07/1989	Stein	34	88	
	AL	4,990,749	02/1991	Devine et al.	219	385	
	AM	5,123,178	06/1992	Stein	34	88	
	AN	5,132,520	07/1992	Blanton et al.	219	400	

## FOREIGN PATENT DOCUMENTS

						TRANSLATION		
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# OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

 AO	Wisco Industries, Brochure: Prepare Perfect Pizza & Snacks with Wisco Oven & Warmers (6 pages) (Undated).
AP	"Heated Merchandisers," Henny Penny Corporation (April 1999) (6 pages).

## **EXAMINER**

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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#### APPLICATION NO.: ATTY. DOCKET NO.: TRADEME LIST OF REFERENCES CITED BY APPLICANT 10 88265-14012 **Form PTO-1449** APPLICANT: (Use several sheets if necessary) Eileen ROEHR et al. GROUP: FILING DATE: Sheet 1 of 2 1761 September 17, 2003 U.S. PATENT DOCUMENTS FILING DATE IF APPROPRIATE SUBCLASS CLASS NAME \*EXAMINER INITIAL CITE NO. DOCUMENT NUMBER DATE 236 312 02/1965 Werner AA3,170,541 はて 214 219 06/1967 Wilson 3,327,092 AΒ 214 219 Wilson 01/1972 AC 3,632,968 327 99 Snyder 02/1972 3,640,207 AD 400 219 Buday et al. 10/1975 3,911,248 ΑE 251 62 Allgeyer et al. 01/1979 4,135,369 AF 94 426 Seiden 05/1987 AG 4,664,921 400 219 06/1987 Raufeisen 4,674,402 AH 426 94 Pflaumer et al. 06/1988 4,752,484 Αľ 214 219 Chaudoir 04/1989 4,822,981 AJ 34 88 Stein 07/1989 AK 4,850,120 219 385 02/1991 Devine et al. 4,990,749 AL 34 88 06/1992 Stein 5,123,178 AM 219 400 Blanton et al. 07/1992 5,132,520 AN FOREIGN PATENT DOCUMENTS TRANSLATION SUBCLASS CLASS COUNTRY DATE YES NO DOCUMENT NUMBER OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.) Wiseo Industries, Brochure: Prepare Perfect Pizza & Snacks with Wiseo Oven & Warmers (6 pages). AO (Undated). "Heated Merchandisers," Henny Penny Corporation (April 1999) (6 pages). AP DATE CONSIDERED

Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in \*EXAMINER: conformance and not considered. Include copy of this form with next communication to applicant.

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	A1	2003/0000935	01/2003	Roehr et	al.		219	385		
	A2	6,595,120	07/2003	Tiemanr	1		99	426		
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conformanc	e and no	ot considered. Include cop	y of this form w	ith next com	nmunica	tion to applicant.				